

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
NEW ALBANY DIVISION

IN RE:

EASTERN LIVESTOCK CO., LLC

Debtor.

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Case No. 10-93904-BHL-11

NOTICE OF MOTION AND OPPORTUNITY TO OBJECT

The *Motion to Approve Compromise and Settlement with Larry Zeien II, Robert Rufenacht, Rufenacht Commodities, Inc., and ADM Investor Services, Inc. Pursuant to Rule 9019* ("Motion") was filed with the Clerk of this Court by James A. Knauer, Chapter 11 Trustee on December 17, 2014. Pursuant to the Motion, the Trustee requests that the Court approve the Settlement Agreement attached as Exhibit "A" to the Motion. Among other things, the Settlement Agreement provides for the payment of \$300,000.00 by Larry Zeien II, Robert Rufenacht, Rufenacht Commodities, Inc., and ADM Investor Services, Inc. to the Trustee for the benefit of the Debtor's estate, mutual releases between the Trustee and the Settling Defendants, **and a release from Fifth Third Bank to the extent such claims may be derived from the tracing of proceeds of its collateral to any of the Settling Defendants, and a release from the Chapter 7 Trustee for Thomas P. Gibson in Case No. 10-93867, to the extent such claims may be derived from the Trustee's status as a creditor of the Debtor.**

If you have not received a copy of the Motion, you may obtain one through PACER on the Court's website, at the noticing agent's website at www.bmcgroup.com/easternlivestock, or by email or calling Jay P. Kennedy, counsel to the Trustee at jpk@kgirlaw.com or 317-692-9000.

NOTICE IS GIVEN that any objection to the relief requested in the Motion must be filed in writing in accordance with Local Rule S.D. Ind. B-9013-1 with the Clerk's Office and served on the attorney for the moving party **on or before January 7, 2015**. Persons not required or not permitted to file electronically must deliver any objection by U.S. mail, courier, overnight/express mail, or in person at:

Clerk, U.S. Bankruptcy Court
110 U.S. Courthouse
121 W. Spring St.
New Albany, IN 47150

If no objections are timely filed, the requested relief may be granted without further action by the Court. If you do file an objection, the court will set the Motion for hearing, which you or your attorney will be expected to attend.

Dated: December 17, 2014

Respectfully submitted,
KROGER, GARDIS & REGAS, LLP

By: /s/ Jay P. Kennedy
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CERTIFICATE OF SERVICE

I hereby certify that on December 17, 2014, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

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I further certify that on December 17, 2014, a copy of the foregoing pleading was served via electronic mail transmission on the following:

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